

1 Angela C. Agrusa (SBN 131337)
aagrusa@linerlaw.com
2 David B. Farkas (SBN 257137)
dfarkas@linerlaw.com
3 LINER LLP
1100 Glendon Avenue, 14th Floor
4 Los Angeles, California 90024.3518
Telephone: (310) 500-3500
5 Facsimile: (310) 500-3501
6 Attorneys for Defendants HILTON
WORLDWIDE HOLDINGS, INC. and HILTON
7 GRAND VACATIONS COMPANY, INC.

8 **UNITED STATES DISTRICT COURT**
9 **NORTHERN DISTRICT OF CALIFORNIA**

10
11 TIMOTHY ELDER, individually and
on behalf of all others similarly situated,

12 Plaintiff,

13 vs.

14 HILTON WORLDWIDE HOLDINGS,
15 INC. and HILTON GRAND
VACATIONS COMPANY, INC.,

16 Defendant.
17
18
19
20
21
22
23
24
25
26
27
28

Case No. 3:16-cv-00278

**THIRD JOINT STIPULATION
EXTENDING DEFENDANTS'
TIME TO RESPOND TO INITIAL
COMPLAINT**

Action Filed: January 15, 2016

Original Response

Date: March 18, 2016

Second Response

Date: May 17, 2016

New Response

Date: June 16, 2016

1 Plaintiff TIMOTHY ELDER (“Plaintiff”), and Defendants HILTON
2 WORLDWIDE HOLDINGS, INC. and HILTON GRAND VACATIONS
3 COMPANY, INC. (collectively, “Hilton”), by and through their undersigned
4 attorneys (collectively, the “Parties”) hereby stipulate as follows:

5 **WHEREAS**, the Complaint in this action was filed in this Court on January
6 15, 2016;

7 **WHEREAS**, Defendant Hilton Grand Vacations Company, LLC was served
8 with the Complaint on or about January 27, 2016;

9 **WHEREAS**, Defendant Hilton Worldwide Holdings, Inc. was served with
10 the Complaint on or about February 10, 2016;

11 **WHEREAS**, the Parties agreed by stipulation to extend Hilton’s deadline to
12 respond to Plaintiff’s Complaint by thirty (30) days to March 18, 2016;

13 **WHEREAS**, the Parties are meeting and conferring and have agreed to
14 informally exchange information in the hopes of resolving this matter;

15 **WHEREAS**, Plaintiff agreed to extend the deadline for Defendants to file the
16 response to Plaintiff’s Complaint by sixty (60) days from March 18, 2016 to May
17 17, 2016;

18 **WHEREAS**, the parties have made progress and continue to meet and confer
19 and informally exchange information in the hopes of resolving this matter and
20 toward that effort Plaintiff agreed to extend the deadline for Defendants to file the
21 response to Plaintiff’s Complaint by thirty (30) days from May 17, 2016 to June 16,
22 2016;

23 **WHEREAS**, the parties anticipate that this will be the final stipulation
24 seeking to extend the deadline for Defendants to file the response to Plaintiff’s
25 Complaint if the parties are unable to resolve this matter;

26 **STIPULATION AND SIGNATURES APPEAR**
27 **ON THE FOLLOWING PAGES**
28

1 **THEREFORE, IT IS HEREBY STIPULATED** between the Parties, by and
2 through their respective attorneys of record and/or representative(s) that Hilton's
3 deadline to respond to the Complaint shall be June 16, 2016.

4
5 Dated: May 13, 2016

BURSOR & FISHER, P.A.

6
7
8 By: /s/ L. Timothy Fisher

L. Timothy Fisher

9 Attorneys for Attorneys for Plaintiff

10
11 Dated: May 13, 2016

LINER LLP



12
13
14 By: /s/ Angela C. Agrusa

Angela C. Agrusa

15 Attorneys for Defendants HILTON
16 WORLDWIDE HOLDINGS, INC. and
17 HILTON GRAND VACATIONS
18 COMPANY, INC.

19 **SIGNATURE CERTIFICATION**

20 I hereby certify that the content of this document is acceptable to L. Timothy
21 Fisher and Jana Eisinger, counsel for Plaintiff, and I have obtained authorization to
22 affix an electronic signature to this document.

23 Dated: May 13, 2016

LINER LLP

24
25
26 By: /s/ Angela C. Agrusa

Angela C. Agrusa

27 Attorneys for Defendants HILTON
28 GRAND VACATIONS COMPANY, LLC

PROOF OF SERVICE**STATE OF CALIFORNIA, COUNTY OF LOS ANGELES**

At the time of service, I was over 18 years of age and not a party to this action. I am employed in the County of Los Angeles, State of California. My business address is 1100 Glendon Avenue, 14th Floor, Los Angeles, CA 90024.3518.

On May 13, 2016, I served true copies of the following document(s) described as **THIRD JOINT STIPULATION EXTENDING DEFENDANTS' TIME TO RESPOND TO INITIAL COMPLAINT** on the interested parties in this action as follows:

L. Timothy Fisher, Esq.
Bursor & Fisher, P.A.
1990 North California Blvd., Suite 940
Walnut Creek, California 94596
Telephone: (925) 300-4455
Facsimile: (925) 407-2700
Email: ltfisher@bursor.com
Email: iluster@bursor.com

Jana Eisinger, Esq. (pro hac vice)
Martinez Law Group
720 South Colorado Boulevard
South Tower, Suite 1020
Denver, Colorado 80246
Telephone: (303) 597-4000
Facsimile: (303) 597-4001
Email: eisinger@mlgroupnc.com

BY CM/ECF NOTICE OF ELECTRONIC FILING: I electronically filed the document(s) with the Clerk of the Court by using the CM/ECF system. Participants in the case who are registered CM/ECF users will be served by the CM/ECF system. Participants in the case who are not registered CM/ECF users will be served by mail or by other means permitted by the court rules.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct and that I am employed in the office of a member of the bar of this Court at whose direction the service was made.

Executed on May 13, 2016, at Los Angeles, California.

Elsa Critser